

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Hans Peter Weitzel et al.

Serial No.: 10/596,266

Filed: June 7, 2006

For: Use Of Biocide-Containing, Water-Redispersible Polymer  
Powder Compositions In Mineral Construction Materials

Group Art Unit: 1725

Examiner: Alexander C. Kollias

Attorney Docket No.: WAS 0768 PUSA

**INFORMATION DISCLOSURE STATEMENT AND  
CERTIFICATION UNDER 37 C.F.R. § 1.97(d) AND (e)**

Mail Stop AF  
Commissioner for Patents  
U.S. Patent & Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and §§ 1.97-1.98, the references listed and identified on the attached Forms PTO/SB08A and SB08B are being submitted herewith for consideration by the Examiner. This Statement is being filed in accordance with 37 C.F.R. § 1.97(d), i.e., either after the mailing date of a final rejection, or a notice of allowance, but before payment of the issue fee.

While this Statement is being filed in compliance with the duty of disclosure, citation of the listed references is not to be construed as an admission that any of the references are "material" as defined under 37 C.F.R. § 1.56(b).

Each item of information contained in this Statement (i) was not cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this Statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of this Statement, or (ii) was first cited in any communication from a foreign patent office in a counterpart foreign application (copy of communication enclosed) not more than three months prior to the filing of this Statement.


Accompanying the Information Disclosure Statement is the statement of Dr. Markus Ege describing the content of the references cited in the Information Disclosure Statement.

The fee of \$180.00 pursuant to the provisions of 37 C.F.R. § 1.17(p) is being charged to Deposit Account No. 02-3978 via electronic authorization submitted concurrently herewith. The Commissioner is hereby authorized to charge any fees or credit any overpayments as a result of the filing of this paper to Deposit Account No. 02-3978.

No copies of the listed U.S. patent references or the listed U.S. patent application publication references have been included herewith pursuant to 37 C.F.R. § 1.98(a)(2). All other references have been provided as required. Consideration and entry into the record of the listed references is respectfully requested.

Respectfully submitted,

**Hans-Peter Weitzel et al.**

By:   
William G. Conger  
Reg. No. 31,209  
Attorney/Agent for Applicant

Date: Feb 2, 2011

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

HANS-PETER WEITZEL, et al.

Serial Number: 10/596266

Group Art Unit: 1796

Filed: June 7, 2006

For: USE OF BIOCIDES-CONTAINING, WATER-REDISPERSIBLE POLYMER  
POWER COMPOSITIONS IN MINERAL CONSTRUCTION MATERIALS

**Information Disclosure Statement**

Honorable Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir or Madam:

I, Markus Ege, associated with the preparation and prosecution of the above-identified application, residing at Kleinhaderner Straße 15, 80689 München, Germany, wish to call the attention of the Patent Examiner to the references enumerated on the enclosed PTO Form-1449.

I believe the documents enumerated on the enclosed Form PTO-1449 and attached thereto, are cited in an opposition.

Therefore, it is respectfully requested that the foregoing Information Disclosure Statement be considered by the Examiner and incorporated into the file of this application.

I wish to comment as follows concerning the prior art references enumerated on PTO Form-1449:

For EP 1 273 638 A1 the corresponding US 6740692 B2 is enclosed.

For DE 198 33 061 A1 the corresponding US 6765072 B1 is enclosed.

WO 0030992 the corresponding US 6552120 B1 is enclosed.

HANDBOOK OF POLYMER MODIFIED CONCRETE AND MORTARS, Properties and Process Technology by Yoshihiko Ohama, College of Engineering Nihon University Koriyama, Japan, Copyright 1995 by Noyes Publications, is already in English language.

Signed November 30, 2010.

  
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Dr. Markus Ege